

# Notice of Allowability

Application No.

09/748,053

Examiner

Thomas M. Ho

Applicant(s)

BLUMENAU ET AL.

Art Unit

2132

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/28/06.
2. ☒ The allowed claim(s) is/are 1-66.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☒ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

### DETAILED ACTION

1. Claims 1-66 are pending.

#### *Reasons for Allowance*

The following is an examiner's statement of reasons for allowance:

In reference to claim 1:

Hubis et al. US patent 6,343,324 (Column 11, lines 45-57) & (Figure 3b) & (Column 14, line 40 – Column 15, line 52) discloses a method for use in a computer system including a plurality of devices, a shared resource shared by the plurality of devices, and a network that couples the plurality of devices to the shared resource, the method including acts of:

- In response to one of the plurality of devices attempting to access the shared resource and representing itself to the shared resource as a first device, determining whether the one of the plurality of devices is attempting to access the shared resource through a port through the network that is different than a first physical connection through the network used by the first device to access the shared resource, where the access path qualifier is determined by the WWN (Column 15, lines 50-52) and comparing it with the table entries.
- When it is determined in the fact that one of the plurality of devices is attempting to access the shared resource through a connection through the network that is different than the port, denying the attempted access by the one of the plurality of devices to the shared

Art Unit: 2132

resource, when the access path is found not to be the same, the new host will be denied access. (Column 12, lines 27-35)

Hubis et al. fails to disclose the amended limitation “the second identifier” and determining using the second identifier the step of whether or not access is attempted through the network.

A search of the prior art has not uncovered this limitation. No motivation has been found to combine the amended limitation into the context of the claims. For this reason

Claim 1 is allowable.

Independent claims 1, 23, 27, 32, 57, 62 are allowable for the same reasons as claim 1.

With regards to the rejection under 35 USC 112, the Applicant clarified in a telephonic interview on December 11<sup>th</sup>, 2006 the nature of the physical connection and has further amended that limitation to recite a port.

Claims 2-22, 24-26, 28-31, 33-56, 58-61, 63-66 are dependent on claims and are allowable because their independent claims are allowable.

Art Unit: 2132

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

2. Any inquiry concerning this communication from the examiner should be directed to Thomas M Ho whose telephone number is (571)272-3835. The examiner can normally be reached on M-F from 9:30 AM - 6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571)272-3799.

The Examiner may also be reached through email through [Thomas.Ho6@uspto.gov](mailto:Thomas.Ho6@uspto.gov)


Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571)272-2100.

General Information/Receptionist Telephone: 571-272-2100 Fax: 571-273-8300

Customer Service Representative Telephone: 571-272-2100 Fax: 571-273-8300

TMH

March 19<sup>th</sup>, 2007

  
GILBERTO BARRON  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100